

From: [Hudson Kingston](#)
To: [Stillwagon, Angela](#); [Michael Schmidt](#)
Cc: [Stevens, Edie](#)
Subject: RE: Extension EPA-R7-2023-001242
Date: Tuesday, January 24, 2023 12:45:00 PM
Attachments: [image001.png](#)

Hi Angela,

Yes, it should be ok to split the request into two requests with different tracking numbers. It makes sense to me as you describe it. Could Mike Schmidt be added as a requester as well on the updated requests? I know that I may still be listed as the principal point of contact, but it would be great if the emails/records went to both of us.

Also, could you provide the records on a rolling basis as they become available to you? As you know, I did not request expedited processing, but the Iowa DNR is in the process of a related regulatory process under the CWA (they are trying to nullify an existing TMDL), so any records you could produce prior to April would be very much appreciated. We don't have any control over the timeline that they are following, and are unable to predict when it might conclude since it appears to be a novel type of regulatory action.

If it would help to formally request expedited processing at this late date please let us know.

Thank you for the additional information and update. Take care,
Hudson

Hudson B. Kingston
Litigation and Policy Attorney
Public Employees for Environmental Responsibility (PEER)
962 Wayne Ave., Suite 610, Silver Spring, MD 20910
Tel: (202) 792-1277
hkingston@peer.org | www.peer.org

From: Stillwagon, Angela <Stillwagon.Angela@epa.gov>
Sent: Tuesday, January 24, 2023 11:52 AM
To: Hudson Kingston <HKingston@peer.org>
Cc: Stevens, Edie <Stevens.Edie@epa.gov>
Subject: Extension EPA-R7-2023-001242

Hi Hudson,

I wanted to provide you an update regarding your FOIA request, EPA-R7-2023-001242. EPA Region 7 and the Office of Water (OW) are continuing to conduct the review for responsive records related to your request.

At this time, EPA anticipates a completion date of April 20, 2023. EPA will provide updates

regarding your request and if able, will provide the records prior to the estimated completion date. If you would like to modify or narrow your request so that it may be processed sooner, please let me know.

Additionally, I spoke with Office of Water and the National FOIA Office (NFO) regarding part 3 of your request. Both offices would like to request your permission to open a new FOIA request for part 3. Our rationale is the records for part 3 of your request are completely located in a separate office from R7, OW staff will complete the search and review under tailored search terms, and it would be most efficient if OW completed the request under a different tracking number. Please note, R7 and Office of Water have been coordinating throughout this time but believe it would be more appropriately handled if split. If you are ok with this change, the NFO will assign a separate tracking number for part 3 of your request.

If you have any questions related to this requested change, please let me know.

Angela Stillwagon | Attorney-Advisor

Office of Regional Counsel

EPA Region 7 | 11201 Renner Boulevard Lenexa, Kansas 66219

913-551-7707



CONFIDENTIALITY NOTE:

This email message is intended only for the personal use of the recipient(s) named above. This message is or may be an attorney client communication and as such privileged and confidential. If you are not the intended recipient(s) you may not review, copy or distribute this message. If you have received this message in error please notify the sender via return email and delete all copies of this message.